

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 20 – HB 379

March 14, 2011

SUMMARY OF BILL: Requires citations issued as a result to traffic enforcement cameras to include a separate notice informing the vehicle's owner that he or she has the right to review the evidence and where and when the review of evidence may occur. Prohibits the assessment of penalties for nonpayment of a traffic citation if separate notice is not given. Prohibits citations against vehicles making legal right-hand turns, vehicles moving through intersections at the direction of law enforcement or to avoid or clear the way for a funeral procession. Requires local governments utilizing traffic enforcement cameras to submit a report to the Department of Safety by October 1, 2011, detailing statistical data and other information required by the Department of Safety. Requires the Department of Safety to provide a summary report by December 31, 2011, to the Governor and the Speakers of the House and Senate regarding the use and operation of traffic enforcement cameras.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Including with the citation a separate notice informing motor vehicle owners of the right to review the evidence being used to constitute a rebuttable presumption of the nonmoving violation involving owner's vehicle will not require significant additional staff time. Notices will be mailed with all citations.
- Based on a 2011 Fiscal Review Committee survey of communities currently utilizing traffic enforcement camera, local law enforcement agencies routinely reject recorded violations of vehicles making legal right-hand turns, moving through intersections at the direction of law enforcement, or to clear the way for funeral processions. Therefore, prohibiting such citations will not result in a significant fiscal impact.
- According to the Department of Safety, any cost to collect data and prepare a report can be accommodated by existing staff without a significant increase in state expenditures.

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CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

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